

1/5

BEFORE THE ARIZONA BOARD OF OSTEOPATHIC EXAMINERS
IN MEDICINE AND SURGERY

IN THE MATTER OF:

Case No.: DO-17-0056A

CHARLES KNOUSE, D.O.,
Holder of License No. 4079

For the practice of osteopathic medicine in the
State of Arizona

**CONSENT AGREEMENT, FINDINGS OF
FACT, CONCLUSIONS OF LAW, AND
STIPULATED ORDER FOR
VOLUNTARY SURRENDER OF
LICENSE**

CONSENT AGREEMENT

By mutual agreement and understanding, between the Arizona Board of Osteopathic Examiners in Medicine and Surgery ("Board") and Charles Knouse, D.O. ("Respondent"), the parties agree to the following disposition of this matter

1 Respondent has read and understands this Consent Agreement, Findings of Fact, Conclusions of Law and Stipulated Order for Voluntary Surrender ("Consent Agreement"). Respondent acknowledges that he has the right to consult with legal counsel regarding this matter and has done so or chooses not to do so.

2 By entering into this Consent Agreement, Respondent voluntarily relinquishes any rights to a hearing or judicial review in state or federal court on the matters alleged, or to challenge this Consent Agreement in its entirety as issued by the Board, and waives any other cause of action related thereto or arising from said Consent Agreement.

3 This Consent Agreement is not effective until approved by the Board and signed by its Executive Director

4 Respondent admits to the statement of facts and conclusions of law contained in the Consent Agreement and Order

5 This Consent Agreement, or any part thereof, may be considered in any future disciplinary action against Respondent

2/5

6. This Consent Agreement does not constitute a dismissal or resolution of other matters currently pending before the Board, if any, and does not constitute any waiver, express or implied, of the Board's statutory authority or jurisdiction. The acceptance of this Consent Agreement does not preclude any other agency, subdivision or officer of this State from instituting other civil or criminal proceedings with respect to the conduct that is the subject of this Consent Agreement.

7. All admissions made by Respondent are solely for final disposition of this matter and any subsequent administrative proceedings or litigation involving the Board, Respondent and the State of Arizona, and, therefore, said admissions by Respondent are not intended for any other purpose or administrative regulatory proceeding or litigation in another state or federal court.

8. Upon signing this agreement, and returning this document (or a copy thereof) to the Board's Executive Director, Respondent may not revoke the acceptance of the Consent Agreement. Respondent may not make any modifications to the document. Any modifications to this original document are ineffective and void unless mutually approved by the parties.

9. If the Board does not adopt this Consent Agreement, Respondent will not assert as a defense that the Board's consideration of this Consent Agreement constitutes bias, prejudice, prejudgment or other similar defense.

10. This Consent Agreement, once approved and signed, is a public record that will be publicly disseminated as a formal action of the Board and will be reported to the National Practitioner Data Bank and to the Board's website.

11. If any part of the Consent Agreement is later declared void or otherwise unenforceable, the remainder of the Consent Agreement in its entirety shall remain in force and effect.

3/5
REVIEWED AND ACCEPTED THIS 29th DAY OF May, 2017.

Charles Knouse, D.O.

JURISDICTIONAL STATEMENTS

1. The Board is empowered, pursuant to A.R.S. § 32-1800, et seq., to regulate the licensing and practice of osteopathic medicine in the State of Arizona.
2. Respondent holds license No. 4079 issued by the Board to practice as an osteopathic physician.

FINDINGS OF FACT

1. On or about March 1, 2017, the Arizona Board of Osteopathic Examiners received information that Respondent had recently surrendered his DEA registration.
2. The Osteopathic Board attempted to obtain the medical records from Respondent and issued a subpoena for the same. In response to the subpoena, Respondent reports that all of the medical records were stolen at the same time the prescription pad(s) were stolen.
3. Respondent was providing medical treatment to patients and writing prescriptions for controlled substances but did not maintain appropriate records.
4. Respondent understands that the voluntary surrender of his license constitutes the revocation of the same and will be reported to the National Practitioner's Databank.

CONCLUSIONS OF LAW

The conduct and circumstances described above constitutes unprofessional conduct pursuant to A.R.S. § 32-1854(36), which states, "Prescribing or dispensing controlled substances or prescription-only medications without establishing or maintaining adequate patient records."

7/5

2. The conduct and circumstances described above constitutes unprofessional conduct pursuant to A.R.S. §32-1854 (21), which states, "Failing or refusing to establish and maintain adequate records on a patient as follows.

(a) If the patient is an adult, for at least six years aft the last date the licensee provided the patient with medical or health care services."

ORDER

1 **IT IS HEREBY ORDERED THAT** License Number 4079, previously issued to Charles Knouse, D.O., for the practice of osteopathic medicine in the State of Arizona, is **SURRENDERED**, and that Charles Knouse, D.O. shall no longer engage in the practice of medicine in the State of Arizona upon the effective date of this Order

2. Any violation of this Consent Agreement constitutes unprofessional conduct and may result in disciplinary action and or referral to the appropriate law enforcement agency.

3 Respondent agrees he shall not apply for an osteopathic medical license in the State of Arizona for a period of at least five (5) years from the effective date of this Consent Agreement. The effective date of this Consent Agreement is the date it is signed by the Board's Executive Director



ISSUED THIS 20th DAY OF June, 2017

STATE OF ARIZONA
BOARD OF OSTEOPATHIC EXAMINERS
IN MEDICINE AND SURGERY

By Jenna Jones
Jenna Jones, Executive Director

Original "Consent for Surrender of License" filed this 20th day of June 2017 with the

5/5

Arizona Board of Osteopathic Examiners
In Medicine and Surgery
9535 East Doubletree Ranch Road
Scottsdale AZ 85258-5539

Copy of the foregoing "Consent for Surrender of License"
sent via email this 20th day of June, 2017 to

Charles Knouse, DO

Address of record AK

Charles Knouse
DO